

Docket No.: 27373/36638A  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Ralph R. Weichselbaum *et al.*

Application No.: 09/964,042

Confirmation No.: 1056

Filed: September 26, 2001

Art Unit: 1635

For: TREATMENT OF TUMORS WITH  
GENETICALLY ENGINEERED HERPES  
VIRUS

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Examiner: J. E. Angell

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated May 12, 2009 (the "Office Action") rejecting claims 1-5, 10-12 and 16-23 and objecting to claim 13, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.